

**MEMO ENDORSED**

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By hand

November 30, 2006

The Honorable Richard M. Berman  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 650  
New York, New York 10007-1312

*Matter is hereby placed on  
the suspense  
calendar because of  
Bankruptcy proceeding. Counsel to  
Keep the Court apprised of any  
developments affecting case status.*

**SO ORDERED:**  
Date: *12/4/06* *Richard M. Berman*  
**Richard M. Berman, U.S.D.J.**

RE: Salem v. Lansdell, 05 Civ. 5518 (RMB)

Dear Judge Berman:

Our office represents the plaintiff in the above-entitled employment discrimination action. We write in response to the Court's Order dated November 28, 2006.

As the Court is aware, the defendant in the instant case filed a voluntary petition for bankruptcy in the Southern District of New York pursuant to Chapter 11 of the Bankruptcy Code. The docket number of the proceeding is 06-12643, and the petition was filed on November 6, 2006. We still have yet to receive official notice of the proceeding, but defendant's counsel, as a courtesy, notified us at the same time that he received notice.

Pursuant to Section 362 of the Bankruptcy Code, the instant proceeding is automatically stayed by the Chapter 11 filing. We are currently reviewing the possibility of filing a motion to vacate the automatic stay pursuant to 11 U.S.C. § 362(d), but this will likely depend on what transpires at the creditors' meeting currently scheduled for December 5, 2006. Therefore, we agree with defendant that, for the time being, the matter should be stayed.

We thank the Court for Your Honor's time and attention to this matter.

Respectfully submitted,

*Alexander A. Reinert*  
Alexander A. Reinert

cc: Laurent Drogin (by facsimile and first-class mail)

